

<b>Application Number</b> 	Application/Control No. 10/779,370	Applicant(s)/Patent under Reexamination WOEHR, KEVIN
Document Code - DISQ		Internal Document – DO NOT MAIL

<b>TERMINAL DISCLAIMER</b>  Date Filed : 08/07/06	<input checked="" type="checkbox"/> APPROVED	<input type="checkbox"/> DISAPPROVED
	<b>This patent is subject to a Terminal Disclaimer</b>	

<b>Approved/Disapproved by:</b>  JH -- 10/30/06
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PATENT

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Barbara Lopez

Confirmation No. 7894

Applicant : Kevin Woehr  
 Application No. : 10/779,370  
 Filed : February 13, 2004  
 Title : SHORT CATHETER  
 Grp./Div. : 3763  
 Examiner : Theodore J. Stigell  
 Docket No. : 51964/K163  
 Customer No. : 23363

TERMINAL DISCLAIMER TO OBLIGATE A  
DOUBLE PATENTING REJECTION

Mail Stop: Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Post Office Box 7068  
 Pasadena, CA 91109-7068  
 August 7, 2006

Commissioner:

I hereby certify that I am the attorney of record in this application and am authorized to execute this disclaimer on behalf of the assignee; and I further certify that the evidentiary documents have been reviewed and that assignee, to the best of my knowledge and belief, has title to the above-identified application and patent.

B. BRAUN MELSUNGEN AG, having a place of business at Carl-Braun-Strasse 1, 34212 Melsungen, Germany, represents: (a) that it is the assignee of the entire interest in U.S. patent Application No. 10/779,370, filed February 13, 2004, and entitled SHORT CATHETER by virtue of the assignment recorded in the United States Patent and Trademark Office at reel 011358, frame 0713; and (b) that it is the assignee of the entire interest in U.S. Patent No. 6,709,419, by virtue of the assignment recorded at reel 011358, frame 0713.

**Application No. 10/779,370**

B. BRAUN MEDICAL INC. hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of U.S. Patent No. 6,709,419, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title thereto shall be the same as the legal title to U.S. Patent No. 6,709,419, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, B. BRAUN MELSUNGEN AG does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent 6,709,419, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like, so made, are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and further that such willful false statements may jeopardize the validity of the application and any patent issuing thereon.

Respectfully submitted,  
CHRISTIE, PARKER & HALE, LLP

By Tom Dao  
Tom H. Dao  
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626/795-9900

THD/bi

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